IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

Bail Appl..No. 4147 of 2007()

CMP.4202/2007 of J.M.F.C.,MAVELIKKARA
[CRIME NO.94/2007 OF MAVELIKKARA EXCISE RANGE]

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petitioner/ ACCUSED:

SUJITH, AGED 22 YEARS,
S/O.SUKUMARAKURUP, CHAKKALAYIL,
KURATHIKAD MURI, THEKKEKKARA VILLAGE,
MAVELIKKARA TALUK.

BY ADV. SRI.R.REJI
SMT.C.A.AJITHA SALAM

RESPONDENTS: COMPLAINANT:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
REPRESENTED BY THE EXCISE INSPECTOR,
MAVELIKKARA RANGE.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/07/2007, THE COURT ON 09/07/2007 PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.4147 of 2007

Dated this the 10th day of July 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 2.5 litres of arrack on 22/6/2007. He was arrested and continues in custody from that date. The petitioner is involved in another similar crime where he has already been enlarged on bail.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and appropriate conditions are imposed and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 18/07/2007. The investigator shall, in the meantime, make every endeavour to complete the investigation.

ii) He shall execute a bond for Rs.50,000/- (Rupees fifty

thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007